

WORK SESSION – 5:00PM
AND
TENTATIVE
COUNCIL MEETING AGENDA
NOVEMBER 10, 2015
6:00 PM

ATLANTIC CITY COUNCILMEMBERS

FRANK M. GILLIAM, JR., PRESIDENT

STEVEN L. MOORE, VICE PRESIDENT

MOISSE DELGADO

WILLIAM H. MARSH

RIZWAN MALIK

AARON RANDOLPH

TIMOTHY MANCUSO

MARTY SMALL, SR.

GEORGE TIBBITT

- 1) PLEDGE OF ALLEGIANCE - INVOCATION
- 2) ROLL CALL
- 3) OPEN PUBLIC MEETING ACT
- 4) APPROVAL OF MINUTES FOR OCTOBER 21, 2015
- 5) REPORTS AND RECOMMENDATIONS FROM THE MAYOR
ORDINANCE NOS. 73, 74, 75, 76 & 77 OF 2015 WERE SIGNED BY THE MAYOR ON OCTOBER 22, 2015
- 6) PRESIDENT OF COUNCIL COMMITTEE REPORTS
- 7) COMMUNICATIONS AND PETITIONS
("Matters related to Communications and petitions have been listed in the agenda and will not be read.")

CIVIL ACTION..... JOHN J. BUCKSHAW AGENCY VS. CITY OF ATLANTIC CITY, ET AL.

NOTICE OF CLAIM..... JOSEPH C. CURINBA; DANYON BRAYMES; ARICELY ALCAIDE; JOHANNA ROWLAND; NICOLE RENEE HICKS; ANTOINETTE HOTCHKISS; SANDRA HERNANDEZ VIDANOS; GINA BARRELLA-MEDINA; DONNA M. MUHAMMAD; VS CITY OF ATLANTIC CITY, ET AL.

**DISCUSSION OF DEPARTMENT OF COMMUNITY AFFAIRS CY2015/SFY2016
BEST PRACTICES INVENTORY**

8) **EXECUTIVE SESSION**

- 782 - (A) JOHN MOONEY V. CITY OF ATLANTIC CITY (SETTLEMENT).
- (B) C. SMITH V. CITY OF ATLANTIC CITY (SETTLEMENT).
- (C) KEVIN BENNETT V. CITY OF ATLANTIC CITY (WORKERS' COMP.).
- (D) ABDUR-RAHMAN WILLIAMS V. CITY OF ATLANTIC CITY (WORKERS' COMP.).

9) **ORDINANCE(S) FIRST READING**

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| GILLIAM | 19-A AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A CONSERVATION EASEMENT TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE EXECUTION OF A LICENSE AGREEMENT WITH MYERS DOCK, LLC FOR THE PURPOSE OF ESTABLISHING A CLAM BED MITIGATION PROGRAM |
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NEW BUSINESS ORDINANCE(S)

ORDINANCE(S) ON SECOND AND FINAL READING

GILLIAM & SMALL ADJOURNED FROM 6-24-2015 ADJOURNED FROM 7-08-2015 ADJOURNED FROM 8-12-2015 ADJOURNED FROM 9-09-2015 ADJOURNED FROM 9-23-2015 ADJOURNED FROM 10-7-2015 ADJOURNED FROM 10-21-2015	44	AN ORDINANCE ADOPTING THE REDEVELOPMENT PLAN FOR THE FORMER SHOWBOAT CASINO/ HOTEL AND SURROUNDING AREA, CITY OF ATLANTIC CITY, NEW JERSEY.
TIBBITT & RANDOLPH ADJOURNED FROM 10-21-2015	79	AN ORDINANCE TO AMEND CITY CODE CHAPTER 243, SECTIONS 61 AND 66 ESTABLISHING ONE WAY STREETS AND ADDING STOP SIGNS.
GILLIAM, TIBBITT & DELGADO	80	ORDINANCE AUTHORIZING EXECUTION OF A LEASE BETWEEN TJM ATLANTIC CITY MANAGEMENT D/B/A THE CLARIDGE HOTEL AND THE CITY OF ATLANTIC CITY FOR BLOCK 46, LOT 5.
GILLIAM & DELGADO	81	ORDINANCE ADOPTING THE REDEVELOPMENT PLAN FOR BRIGHTON PARK, BLOCK 46, LOT 5, CITY OF ATLANTIC CITY, NEW JERSEY.

10) **REGULAR RESOLUTIONS**

- 777 - A RESOLUTION OF CONDOLENCE TO THE FAMILY OF DARRELL KEITH HAMMIE.
- 785 - A RESOLUTION OF CONDOLENCE TO THE FAMILY OF WILLIAM R. COPELAND.
- 794 - INSERTION OF ITEM OF REVENUE INTO 2015 MUNICIPAL BUDGET: NEW JERSEY DIVISION OF CRIMINAL JUSTICE FY2015 STATE BODY ARMOR REPLACEMENT FUND PROGRAM GRANT (BARF) - \$23,232.42.
- 795 - AUTHORIZATION BUDGET TRANSFER #1 FOR 2015.
- 799 - VENDORS LIST BEGINNING WITH # 1. ROD ALUISE \$5,163.36 AND ENDING WITH #30. KAESER & BLAIR INC. \$3,775.00.

CONSENT RESOLUTIONS

- 752 - RESOLUTION TO AWARD A CONTRACT TO MKW & ASSOCIATES, LLC TO COMPLETE WORK STARTED IN 2011 AT 3RD WARD PARK USING CDBG FUNDS – \$30,375.00.
- 758 - CHANGE ORDER NO. 1 WITH AFFANATO MARUT, LLC FOR ADDITIONAL LEGAL SERVICES FOR WORKERS COMPENSATION MATTERS - \$50,000.00.
- 760- CHANGE ORDER NO. 2 WITH MALEY & ASSOCIATES FOR ADDITIONAL LEGAL SERVICES FOR REDEVELOPMENT MATTERS - \$200,000.00.
- 766 - CHANGE ORDER NO. 1 WITH ZARWIN BAUM, DEVITIO, KAPLAN, SCHAER, TODDY FOR ADDITIONAL LEGAL SERVICES FOR MUNICIPAL DEFENSE MATTERS- \$40,000.00.
- 775 - AUTHORIZATION FOR PYROTECHNICS DISPLAY TROPICANA CASINO AND RESORT ON DECEMBER 31, 2015, AT APPROXIMATELY 12:00 A.M., MIDNIGHT, WITH A RAIN DATE OF JANUARY 1, 2016 AT MIDNIGHT.
- 776 - AGREEMENT WITH RUTALA ASSOCIATES, LLC, THE CITY’S ENERGY CONSULTANT, TO IMPLEMENT SUSTAINABLE JERSEY GRANT.
- 778 - AMUSEMENT GAMES LICENSE.
- 779 - REVOCABLE LICENSE AGREEMENT WITH THE SALVATION ARMY AT 650 N. ALBANY AVENUE TO ENCROACH UPON THE CITY’S RIGHT OF WAY.
- 780 - AGREEMENT WITH TOZOUR ENERGY SYSTEMS d/b/a TO SUPPLY & INSTALL REMOTE MONITORING & CONTROL SYSTEM FOR THE ATLANTIC CITY PUBLIC SAFETY BUILDING AND CITY HALL -\$67,625.00.
- 781 - AUTHORIZATION TO RATIFY PAYMENT OF THE PRIOR SERVICES WITH BURNS MECHANICAL, INC. FOR SERVICES PROVIDED IN 2015 FOR PREVENTATIVE MAINTENANCE OF HVAC EQUIPMENT AT CITY HALL - \$21,000.00.
- 783 - SETTLEMENT AFTER EXECUTIVE SESSION – JOHN MOONEY V. CITY OF ATLANTIC CITY.
- 784 - RESOLUTION TO WITHDRAW LOWEST BID FOR STREETSCAPE IMPROVEMENT PROJECT RECEIVED AT PURCHASING BOARD MEETING ON TUESDAY, OCTOBER 27, 2015.
- 786 - AUTHORIZATION THE SUBMISSION AND SUPPORTS THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FY16 BROWNFIELDS ASSESSMENT GRANT APPLICATION FOR CITY-WIDE ASSESSMENT FOR SITES WITH CONTAMINATION BY PETROLEUM PRODUCTS.

- 787 - AUTHORIZATION THE SUBMISSION AND SUPPORTS THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FY16 BROWNFIELDS ASSESSMENT GRANT APPLICATION FOR CITY-WIDE ASSESSMENT FOR SITES WITH CONTAMINATION BY HAZARDOUS SUBSTANCES.
- 788 - AUTHORIZATION THE SUBMISSION OF THE GRANT AND SUPPORTS THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FY16 BROWNFIELDS CLEANUP GRANT APPLICATION FOR THE BUNGALOW PARK SITE.
- 789 - SETTLEMENT AFTER EXECUTIVE SESSION – C. SMITH V. CITY OF ATLANTIC CITY.
- 790 - AUTHORIZATION TO REQUEST FOR PROPOSALS FOR BEACH CONCERTS TO BE RECEIVED ON TUESDAY, DECEMBER 8, 2015 AT 11:00AM, CITY HALL.
- 791 – CHANGE ORDER NO. 1 WITH MICHAEL ARMSTRONG & ASSOCIATES FOR ADDITIONAL LEGAL COUNSEL IN THE AREA OF MUNICIPAL DEFENSE MATTERS – \$96,000.00.
- 792 - CHANGE ORDER NO. 1 WITH COMMAND COMPANY, INC. FOR ADDITIONAL FIELD RESTORATION AND CONCRETE WORK AT ALTMAN FIELD - \$79,197.55.
- 793 - APPOINTMENT TO GABEL ASSOCIATES TO CONDUCT AN INDEPENDENT VERIFICATION OF THE ENERGY SAVINGS PLAN.
- 796 - CHANGE ORDER NO. 1 WITH LANDTEK GROUP, INC. FOR ADDITIONAL WORK FOR DUGOUT AND FENCING FOR ANDREW “FLAG” PHILP FIELD - \$63,682.30.
- 797 - REFUND DUE TO OVERPAYMENT OF TAXES.
- 798 - CHANGE ORDER NO. 2 WITH CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC FOR ADDITIONAL WORK IN THE MATTER OF LABOR AND EMPLOYMENT LAW - \$15,000.00.
- 800 - RESOLUTION TO ADOPT A GREEN PURCHASING POLICY.
- 801 - SETTLEMENT AFTER EXECUTIVE SESSION – BENNETT V. CITY OF ATLANTIC CITY.
- 802 - SETTLEMENT AFTER EXECUTIVE SESSION – WILLIAMS V. CITY OF ATLANTIC CITY.
- 803 - AUTHORIZATION TO ISSUE A WIRE TRANSFER FOR MEDICAL AND LEGAL PROVIDERS \$232,911.03 FOR WORKERS COMPENSATION CLAIMS AND \$102,594.79 FOR PERMANENT PARTIAL DISABILITY.
- 804 - AUTHORIZATION TO ISSUE A WIRE TRANSFER TO AMERIHEALTH CASUALTY SERVICES FOR LIABILITY CLAIMS - \$221,011.70.

- 805 - AGREEMENT WITH EXCEL ENVIRONMENTAL RESOURCES, INC. FOR AN ENVIRONMENTAL ASSESSMENT AND LSRP SERVICES FOR THIRD WARD PARK – \$37,465.00.
- 806 - AGREEMENT WITH L. FERIOZZI CONCRETE CO. FOR 1700 BLOCK OF ATLANTIC AVENUE STREETScape PROJECT - \$455,288.25.
- 807 - CHANGE ORDER NO. 1 WITH BARKER, GELFAND & JAMES FOR EXTRA WORK IN THE MATTER OF LABOR AND EMPLOYMENT LAW - \$150,000.00.
- 808 - AUTHORIZATION TO ISSUE A WARRANT TO PYRO SPECTACULARS, INC. FOR FIREWORKS DETAIL AT MARINA AND BRIGANTINE PIER -\$3,200.37.
- 809 - AUTHORIZATION TO ISSUE A WARRANT TO EMPLOYEES WHO RETIRED EFFECTIVE SEPTEMBER 2015 FOR ACCUMULATED LEAVE - \$165,476.70.
- 810 - AUTHORIZATION TO ISSUE A WARRANT TO EMPLOYEES WHO RETIRED EFFECTIVE OCTOBER 2015 FOR ACCUMULATED LEAVE - \$119,879.72.
- 811 - AUTHORIZATION TO ISSUE A WARRANT TO EMPLOYEES WHO RETIRED EFFECTIVE APRIL 2015 FOR ACCUMULATED LEAVE - \$50,253.22.
- 812 - RESOLUTION TO AMEND RESOLUTION NO. 682 OF 2015 PAYMENT TO EMPLOYEES WHO RETIRED EFFECTIVE JUNE 2015 - \$16,447.97.
- 813 - RESOLUTION TO AMEND RESOLUTION NO. 726 OF 2015 PAYMENT TO EMPLOYEES WHO RETIRED EFFECTIVE JULY 2015 - \$69,013.77.
- 814 - RESOLUTION APPOINTING 2110-2118 ACPB, LLC AS CONDITIONAL REDEVELOPER AND AUTHORIZING EXECUTION OF A MOU.
- 815 - RESOLUTION APPROVING THE RECOMMENDATION OF THE CITY OF ATLANTIC CITY PLANNING BOARD THAT BLOCK 1, LOTS 88, 89, 90, 91, 92, 93, 93.01 AND 94 BETWEEN ARKANSAS AVENUE AND CHRISTOPHER COLUMBUS BOULEVARD (FORMERLY MISSOURI AVENUE) BE DECLARED AN AREA IN NEED OF REDEVELOPMENT.
- 816 - RESOLUTION TO AMEND RESOLUTION NO. 630 OF 2015 AMENDING CONTRACT DATES.
- 817 - MEMORANDUM OF UNDERSTANDING FOR THE RECEIPT OF TRANSITIONAL AID DURING THE 2015 CALENDAR YEAR.

819 - RESOLUTION RECOGNIZING GREGORY DEPIANO.

820 - RESOLUTION RECOGNIZING MARTHA E. BRAXTON.

821 - RESOLUTION RECOGNIZING ROBERT "BOBBY" ANDERSON.

822 - RESOLUTION RECOGNIZING WHITNEY BROWN.

NEW BUSINESS RESOLUTION(S)

- 11) **PUBLIC COMMENT ON GOOD AND WELFARE**
- 12) **OTHER PENDING BUSINESS**
- 13) **RHONDA WILLIAMS, CITY CLERK
PAULA GELETEI, DEPUTY CITY CLERK
MONICA WEBB, ASSISTANT CITY CLERK**